Scott. II-27- 45,006--18-12-30.

Law (1931) Department.
General

MS SERIES.

G.O. No. 2073

DATED 14-5-31

[Despatch Abstract.]

Legislative Council question - Courts - Civil - Administration of Justice - Alleged interference by Executive - Letter from the Collector to the Dt. Judge, South Kanara - Papers recorded.

Council Office

[illegible]-31

Starred question

[illegible].J.C.Subramanya Bhat

THE LOCAL SELF-GOVERNMENT DEPARTMENT.

Will the hon. the Law Minister be pleased to state---

( ) whether he has received particulars the information called for with reference to Clause (a) of Qu 162 dated 28-1-31

regarding the letter written by the Collector of [illegible] Dist. in regard to the resignation of his seat in the Municipal Council, Bangalore by [illegible] Aido;

(b) whether it is a fact that the collector of [illegible] has advised the District Judge not to give permissions, receiverships etc. to the said [illegible] Aido on account of the opinion expressed by him in the said letter of resignation; if so will the Government be pleased to lay on the table a copy of the said letter;

(c) what action the Government has taken or proposes to take in the matter? ~~and to prevent such extraneous interference in the administration of justice?~~

5/3.

543

Starred Question.No. 664. Mr. U.C. Subramanya Bhat.

Question. Draft answer

Will the Hon. the Law Member be pleased to state --

(a) whether he has received the information called for with reference to clause (a) of the Question. 162 dated the 28-1-31 regarding the letter written by the Collector of South Kanara to the District Judge of South Kanara in regard to the resignation of his seat in the Municipal Council, Mangalore by Mr. S.B. Bhide;

see 1 3 NF Linked file 11 (W)

1.7 CF Ubd 99:0:0/004 (W) 4.3.31

(a) Yes pp. 4-5 and 7 (W) in linked file

(b) if so, whether the Government will be pleased to place on the table a copy of the said letter; and

(b) ~~No. The letter cannot be placed on the table~~ No (W)

(c) what action the Government has taken or propose to take in the matter?

(c) None

4/3

Sd 23.2.31

BJR 24/3

4/3

1. G. 923B-2 4/3/31

DC

Law Dep. III-S—2.000—22-12-30.

QUESTION —No. 664 for the meeting of the Legislative Council to be held on the 24th Feb 1931

SECRETARY TO GOVERNMENT 17 FEB 1931 LEGAL SELF GOVERNMENT DEPARTMENT

SUBMITTED that two copies of this Question may be forwarded to the S. G. Department.

The Question has been admitted.

6468

U.O. No. *dated*

To

The L.S.G. Department.

The previous question referred to Law Dept. The present question may be transferred to that dept

Law (Genl)

Law (Pub.) Deptt

AS

P|C7 Please see the question in C7. The answer to clause (a) of question No 162 dated the 28-1-31 has been received from the High Court. Please see pages 4-5 and 7 C7 of the linked file.

Q=1 No 1004 (W) 6-3-31 — put up below

Question (b)

The Hon'ble member enquiries whether the Govt will be pleased to place a copy of the

P|C7 Collectors letter (on page 7 C7 of the linked file) on the Council table. As it is not desirable to disclose the contents of the letter, ~~the answer to be given in the negative~~, it need not be placed on the table of the Council.

P Bhat Question (c)

It does not seem necessary to take any action in the matter. A draft answer is submitted. Public may see the case before circulation

Sd 23.2.31 — BR 24/2

HB 25/2

Sd — 24/2

Pub. (Pol) no

LG 9236

26-2-31

ASSISTANT SECRETARY TO GOVT. 27 FEB. 1931 1376 CHIEF SECT. O

Public (Genl) Deptt

Mr Sesha Bhat Bhide resigned his seat on the Mangalore Municipal

3

Council for political reasons — see p. 8 of linked file. The allegation is that the Collector of S. Kanara "interfered with the administration of justice" by ~~[illegible]~~ the Dist. Judge not to give Mr. Bhide any ~~[illegible]~~ salaried position in any of the courts subordinate to him. Submitted that the case may be perused and returned to Law no

28/2/31

28.2.31

If a supplementary question is asked, it might be stated that the contents of the letters do not justify the insinuation that there was any attempt of the part of the executive to interfere in the administration of civil justice" (vide original question asked on 28/1/31)

2/3/31

Law (Genl) Dept

Law no.

AS

Please see the notes above. The case may now be circulated to H. M C 2

Sod 3.3.31

BR 3/3

S 3/3

Pub (S) no 1376-1 2.3.31

L. & J 1096B

Draft answer approved. 3-3-31.

Letter from the Collector to the District Judge of South Kanara regarding the resignation of Mr. S. B. Bhide from the Municipal Council, Mangalore.

*543 Q.—Mr. U. C. SUBRAHMANYA BHATT: Will the hon. the Law Member be pleased to state—

(*a*) whether he has received the information called for with reference to clause (*a*) of question No. 162, dated 28th January 1931, regarding the letter written by the Collector of South Kanara to the District Judge of South Kanara in regard to the resignation of his seat in the Municipal Council, Mangalore, by Mr. S. B. Bhide;

(*b*) if so, whether the Government will be pleased to place on the table a copy of the said letter; and

(*c*) what action the Government have taken or propose to take in the matter?

7/MS

(*a*) Yes.
(*b*) No.
(*c*) None.

Mr. U. C. SUBRAHMANYA BHATT:—"May I know whether the matter contained in that letter sought to interfere with the discretion of the District Judge and the Judges subordinate to him, and may I know whether the letter will be placed on the table?"

The hon. Diwan Bahadur Sir M. KRISHNAN NAYAR:—"I have said that the letter cannot be placed on the table, but nevertheless, as my friend is very anxious about this, I may say for his information that there has been no interference as contemplated by my hon. Friend."

Mr. A. RANGANATHA MUDALIYAR:—"May I know whether the letter was written with a view that the District Judge should not give commissions to Mr. S. B Bhide."

The hon. Diwan Bahadur Sir M. KRISHNAN NAYAR:—"I am afraid my Friend wants me to disclose the contents of that letter which, I think, I cannot do in public interests."

Mr. A. RANGANATHA MUDALIYAR:—"Has the hon. the Law Member taken any action to see that the public interests do not suffer by the interference of Collectors?"

The hon. Diwan Bahadur Sir M. KRISHNAN NAYAR:—"I have satisfied myself by perusing the letter that public interests do not suffer. I do not think that it is necessary for the Government to take any action."

AS

The above is the final form of question and answer. No further action is called for. The papers may be

Recorded. order 2073 14-5-31

L.C. &

Courts - Civil

Administration of Justice

alleged interference by Executive - letter from the Collector to the Dt. Judge South Kanara Papers recorded.

Sd
13.5.31

BR
(MS)